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LB 847

forth in Article I, Section 28, of the Nebraska Constitution, and provides a remedy for victims to pursue a civil action to seek an injunction to enforce their rights. Under the bill, the definition of a homicide victim is referred to as the nearest surviving relative under Nebraska's law of intestacy as determined by Section 30-2303 of the Probate Code. The Nebraska Crime Commission shall create a pamphlet summarizing victims' rights. The county attorneys shall provide the pamphlet to victims. The rights added to current statutory rights afforded to victims would include the following: the right to be present throughout the entire trial process; the right to be notified of scheduled court proceedings, of final disposition of, and of crimes for which the defendant was convicted; the right to make an oral or written impact statement for a presentence investigation report prepared by the Probation Office; the right to make an oral or written impact statement at sentencing; the right to be notified of, to testify at, or to submit a written statement for any pardon, commutation, or conditional release proceeding and to be notified of any decision made by such, and to submit a oral or written statement for consideration to the Parole Board. When an appeal is filed in a criminal case involving a victim, the Attorney General shall notify such victim of his or her rights, an explanation of the appeal process, whether the defendant is released on bail, the time and place of proceedings, the result of the appeal, and the final disposition. When a prisoner has been sentenced to imprisonment with the Department of Correctional Services, or the county corrections agency for the commission of a crime against a victim, such agency shall mail to the victim information about the prisoner as well as information explaining the rights such victim has. If a prisoner confined and accused of...accused of, convicted of, or sentenced for committing a crime against a victim and such prisoner escapes, that...the victim and the prosecuting attorney shall be notified immediately. LB 847 provides that a victim's rights may be waived by such victim at any time by written consent, in person, or by an attorney filing with the clerk of the court an appropriate waiver, or by oral consent in open court. It is true, I will say in advance, that Senator Chambers has asked me to agree to work with him on some technical language changes before Select File, and I have indicated to him a willingness to do that and will do so, of